


2

The property on which Crystal's proposed site is located currently is being developed for residential use. Attached hereto as Attachment C are photographs which I took of that property during daylight hours on May 5, 1992 showing that houses are currently being constructed on that property.

Executed this 7th day of May, 1992.

  
\_\_\_\_\_  
JANICE BENDER

Attachment A

CERTIFIED COPY OF DEED TRANSFERRING PROPERTY TO SHEW

## WARRANTY DEED

This Indenture Witnesseth, that Fred S. Bender and Mildred I. Bender, husband and wife, Convey and Warranty to Donald R. Shew and Karen A. Shew, husband and wife, P.O. Box 1255, Huntersville, North Carolina 28078 for the sum of One (\$1.00) Dollar and other valuable consideration, the receipt whereof is hereby acknowledged, the following described real estate in Vigo County, in the State of Indiana, to-wit:

Beginning twenty-three (23) rods north of the southwest corner of the southwest Quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, thence east eighty (80) rods, thence north ninety-two and one-half (92½) rods, thence west eighty (80) rods, thence south ninety-two and one-half (92½) rods to the place of beginning, containing forty-six and one-fourth (46¼) acres, except the following tracts:

TRACT I. Beginning at a point 372 feet north of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, thence east 80 rods, thence north 20 rods, thence west 80 rods, thence south 20 rods to the place of beginning, containing ten (10) acres, more or less.

TRACT II. Beginning at a point 869.5 feet north of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, running thence north 240 feet, thence east 200 feet, thence south 240 feet, thence west 200 feet to the point of beginning, containing 1.10 acres, more or less.

TRACT III. Beginning at a point 789.5 feet north of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, thence east and parallel with the south line of said Section a distance of 200.0 feet; thence north and parallel with the west line of said Section a distance of 80.0 feet; thence west and parallel with the south line of said Section a distance of 200.0 feet to the west line of said Section; thence south a distance of 80.0 feet to the point of beginning and containing 0.37 acres, all in the Southwest Quarter of Section 15, Township 12 North, Range 8 West.

TRACT IV. Beginning at a point 709.5 feet north of the southwest corner of Section 15, Township 12 North, Range 8 West, thence east and parallel with the south line of said Section a distance of 200.00 feet; thence north and parallel with the west line of said Section a distance of 80.0 feet; thence west and parallel with the south line of said section a distance of 200.0 feet to the west line of said Section; thence south a distance of 80.0 feet to the point of beginning and containing 0.37 acres.

TRACT V. Commencing at a point 709.5 feet north and 991.7 feet east of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, running thence north 100 feet; thence east 181.4 feet; thence south 100 feet; thence west 181.4 feet to the place of beginning.

TRACT VI. Commencing at a point 709.5 feet north and 1173.1 feet east of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, running thence north 100 feet; thence east 146.9 feet; thence south 100 feet; thence west 146.9 feet to the place of beginning.

TRACT VII. A part of the Southwest Quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, more particularly described as follows: Beginning at a point 709.5 feet north of the southwest corner of Section Fifteen (15); thence east and parallel

DAILY ENTERED FOR TAXATION

SEP 7 1970

*Lawrence R. Jones*  
Recorder, Vigo County

2

TRACT VIII. A part of the Southwest quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West of Lost Creek Township, Vigo County, Indiana; and more precisely described as follows: Commencing at a point 1,240.6 feet North of the Southwest corner of the Southwest quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West; thence running North 420.0 feet; thence East 30.0 feet; thence running South 42 degrees 23 minutes East a distance of 193.8 feet; thence running South 09 degrees 23 minutes West a distance of 281.5 feet; thence West 115.0 feet to the point of beginning, containing 1.16 acres, more or less.

IN WITNESS WHEREOF, The said Fred S. Bender and Mildred I. Bender have hereunto set their hands and seals, this 1st day of February, 1990.

Fred S. Bender  
Fred S. Bender

Mildred I. Bender  
Mildred I. Bender

STATE OF INDIANA, CLAY COUNTY, SS:

Before me, the undersigned, a Notary Public in and for said County and State this 1st day of February, 1990, personally appeared Fred S. Bender and Mildred I. Bender and acknowledged this conveyance to be their voluntary act and deed. IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.

My commission expires:

November 5, 1992

Amos P. Thomas  
Amos P. Thomas, Notary Public  
Resident of Clay County

This instrument prepared by Amos P. Thomas, Atty., Brazil, Indiana.

RECEIVED FOR RECORD THE 7 DAY OF Feb AT 1:15 O'CLOCK P.M.  
RECORD 421 PAGE 642 JUDITH ANDERSON, RECORDER

Attachment B

**CERTIFIED COPY OF DEED TRANSFERRING PROPERTY TO TARRH**

018073  
DULY ENTERED FOR TAXATION

7-13 1874-5

March 11 1871  
Warrant E. Thomas WARRANTY DEED  
As per Veto Bill

THIS INDENTURE WITNESSETH, That Donald R. Shew and Karen A. Shew, husband and wife, of Vigo County, in the State of Indiana, CONVEY AND WARRANT to Mark A. Tarrh and Cathy A. Tarrh, husband and wife, of Vigo County, in the State of Indiana, for the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt whereof is hereby acknowledged, the following described REAL ESTATE in Vigo County, in the State of Indiana, to-wit:

Beginning twenty-three (23) rods north of the southwest corner of the southwest Quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, thence east eighty (80) rods, thence north ninety-two and one-half (92½) rods, thence west eighty (80) rods, thence south ninety-two and one-half (92½) rods to the place of beginning, containing forty-six and one-fourth (46¼) acres, except the following tracts:

TRACT I. Beginning at a point 372 feet north of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, thence east 80 rods, thence north 20 rods, thence west 80 rods, thence south 20 rods to the place of beginning, containing ten (10) acres, more or less.

TRACT II. Beginning at a point 869.5 feet north of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, running thence north 240 feet, thence east 200 feet, thence south 240 feet, thence west 200 feet to the point of beginning, containing 1.10 acres, more or less.

Also, the privilege of a Tile Drainage Outlet to run not to exceed One Hundred Fifty (150) feet North of the North Line of the above described Property; which said easement shall run with the land.

TRACT III. Beginning at a point 789.5 feet north of the southwest corner of section 15, township 12 north range 8 west, thence east and parallel with the south line of said section, a distance of 200.0 feet; thence north and parallel with the west line of said section a distance of 80.0 feet; thence west and parallel with the south line of said section a distance of 200.0 feet to the west line of said section; thence south a distance of 80.0 feet to the point of beginning and containing 0.37 acres, all in the southwest quarter of section 15, township 12 north range 8 west.

TRACT IV. Beginning at a point 709.5 feet north of the southwest corner of Section 15, Township 12 North, Range 8 West, thence east and parallel with the south line of said Section a distance of 200.00 feet; thence north and parallel with the west line of said Section a distance of 80.0 feet; thence west and parallel with the south line of said section a distance of 200.0 feet to the west line of said section; thence south a distance of 80.0 feet to the point of beginning and containing 0.37 acres.

TRACT V. Commencing at a point 709.5 feet north and 991.7 feet east of the southwest corner of

Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, running thence north 100 feet; thence east 181.4 feet; thence south 100 feet; thence west 181.4 feet to the place of beginning.

TRACT VI. Commencing at a point 709.5 feet north and 1173.1 feet east of the southwest corner of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, running thence north 100 feet; thence east 146.9 feet; thence south 100 feet; thence west 146.9 feet to the place of beginning.

TRACT VII. A part of the Southwest Quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West, more particularly described as follows: Beginning at a point 709.5 feet north of the southwest corner of Section Fifteen (15); thence east and parallel with the south line of said Section, a distance of 535.8 feet to the place of beginning. Thence northeasterly with an angle to the left of 61 degrees 45 minutes, a distance of 252 feet; thence southeasterly with an angle to the right of 81 degrees, a distance of 242 feet; thence south with an angle to the right of 69 degrees 50 minutes a distance of 143 feet; thence west a distance of 348 feet to the place of beginning, containing 1.2 acres, more or less.

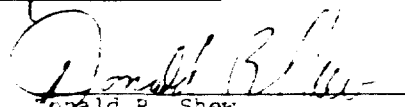
The above described real estate is subject to an easement for ingress and egress on a present roadway which enters the said 1.2 acre tract on the south line and then extends easterly to the east line thereof for the benefit of the real estate located adjacent to the east side thereof.

TRACT VIII. A part of the Southwest quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West of Lost Creek Township, Vigo County, Indiana; and more precisely described as follows: Commencing at a point 1,240.6 feet North of the Southwest corner of the Southwest quarter of Section Fifteen (15), Township Twelve (12) North, Range Eight (8) West; thence running North 420.0 feet; thence East 30.0 feet; thence running South 42 degrees 23 minutes East a distance of 193.8 feet; thence running South 09 degrees 23 minutes West a distance of 281.5 feet; thence West 115.0 feet to the point of beginning, containing 1.16 acres, more or less.

Subject to easements, covenants, restrictions, leases and other matters of record affecting title to the subject real estate.

Subject to taxes for 1991 payable in 1992 prorated from the date hereof.

IN WITNESS WHEREOF, The said Donald R. Shew and Karen A. Shew, husband and wife, have hereunto set their hands and seals, this 4th day of July, 1991.

  
Donald R. Shew

  
Karen A. Shew

2  
STATE OF North Carolina  
INDIANA ) SS:  
COUNTY OF WISCONSIN

Before me, the undersigned, a Notary Public in and for said County and State, this 4 day of July, 1991, personally appeared Donald R. Shew and Karen A. Shew, husband and wife, and acknowledged this conveyance to be their voluntary act and deed.

In Witness Whereof, I have hereunto subscribed my name and affixed my official seal.

Tommy D. Caldwell  
Notary Public  
Tommy D. Caldwell  
(Printed Name)

My Commission Expires:

9-14-92

My County of Residence:

9-14-92 Wisconsin

This Instrument prepared by: B. Guille Cox, Jr., COX, ZWERNER, GAMBILL & SULLIVAN, P. O. Box 1625, Terre Haute, IN 47808

Tax duplicates sent to:

250 Featheridge Road  
Terre Haute IN 47803

RECEIVED FOR RECORD THE 29 DAY OF July 1991 AT 10:45 O'CLOCK A.M.  
RECORD 428 PAGE 311 JUDITH ANDERSON, RECORDER



Attachment C

**PHOTOGRAPHS OF PROPERTY**



Crystal Clear transmitter site  
5/5/92



Crystal Clear transmitter site  
5/5/92



Crystal Clear transmitter site  
5/5/92



Crystal Clear transmitter site  
5/5/92

Attachment D

**DECLARATION OF MARK A. TARRH**

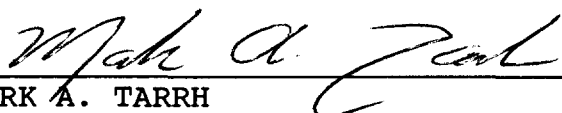
**DECLARATION OF MARK A. TARRH**

I, Mark A. Tarrh, do hereby certify and state, under penalty of perjury, that the following is true and correct to the best of my knowledge and belief:

I have reviewed the attached portions of an application filed by Crystal Clear Communications, Inc. ("Crystal Clear") for a new FM broadcast station in Seelyville, Indiana. Based upon that review, it is my conclusion that the property specified by Crystal Clear as its radio tower site is property which I, jointly with my wife, Cathy, purchased in July 1991. We purchased the property to develop for residential housing. In approximately November 1991, I began clearing the property in order to survey it. In March 1991 actual construction of houses was begun. The property is not available for sale or for lease for use as a radio tower site.

At no time since I have owned the property has anyone approached me about purchasing or leasing all or any part of that property for construction of a radio tower. Nor have I ever been contacted by Brigitte Wassell or anyone else about the possibility of Crystal Clear or its representatives purchasing or leasing the property. In fact, I have never had any contact with Crystal Clear or anyone representing himself or herself to be a representative of Crystal Clear, or with Stanley Emert, Lorie Shauntee, or Kenneth Ramsey.

Executed this 7 day of May 1992.

  
MARK A. TARRH

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only	FEE NO:	For APPLICANT Fee Use Only
	FEE TYPE:	Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	FEE AMT:	If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	ID SEQ:	FOR COMMISSION USE ONLY FILE NO. <u>BPH-901214MA</u>

Section I - GENERAL INFORMATION

1. Name of Applicant Crystal Clear Communications, Inc. c/o Lorie M. Shauntee			Send notices and communications to the following person at the address below: Name Same & to: Stanley G. Emert, Jr.		
Street Address or P.O. Box 1407 S. 8th Street			Street Address or P.O. Box P.O. Box 52225		
City Terre Haute	State Ind	ZIP Code 47802	City Knoxville	State TN	ZIP Code 37923
Telephone No. (Include Area Code) (812) 232-7344			Telephone No. (Include Area Code) (615) 690-5566		

2 This application is for: ☐ AM ☒ FM ☐ TV

(a) Channel No. or Frequency 240A <u>95.9</u>	(b) Principal Community	City Seelyville	State IN
--	-------------------------	--------------------	-------------

(c) Check one of the following boxes:

☒ Application for NEW station

☐ MAJOR change in licensed facilities; call sign: \_\_\_\_\_

☐ MINOR change in licensed facilities; call sign: \_\_\_\_\_

☐ MAJOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_

☐ MINOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_

☐ AMENDMENT to pending application; Application file number: \_\_\_\_\_

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3 Is this application mutually exclusive with a renewal application? ☐ Yes ☒ No

If Yes, state:

Call letters	Community of License	
	City	State

SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. Does the applicant propose to employ five or more full-time employees?

☒ Yes ☐ No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 896-A).

See Exhibit 5

SECTION VII - CERTIFICATIONS

1. Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.3580?

☒ Yes ☐ No

2. Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?

☒ Yes ☐ No

Exhibit No.

If No, attach as an Exhibit, a full explanation.

3. If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted Brigitte Wassell

Telephone No. (include area code) (812) 238-1771

Person contacted: (check one box below)

☐ Owner

☒ Owner's Agent

☐ Other (specify)

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.66, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

# Section V-B - FM BROADCAST ENGINEERING DATA

FOR COMMISSION USE ONLY

File No. \_\_\_\_\_

ASB Referral Date \_\_\_\_\_

Referred by \_\_\_\_\_

Name of Applicant

CRYSTAL CLEAR COMMUNICATIONS, INC.

Call letters (if issued)

Is this application being filed in response to a window? ☒ Yes ☐ No

If Yes, specify closing date DECEMBER 14, 1990

Purpose of Application: (check appropriate boxes)

☒ Construct a new (main) facility

☐ Construct a new auxiliary facility

☐ Modify existing construction permit for main facility

☐ Modify existing construction permit for auxiliary facility

☐ Modify licensed main facility

☐ Modify licensed auxiliary facility

If purpose is to modify, indicate below the nature of change(s) and specify the file number(s) of the authorizations affected.

☐ Antenna supporting-structure height

☐ Effective radiated power

☐ Antenna height above average terrain

☐ Frequency

☐ Antenna location

☐ Class

☐ Main Studio location

☐ Other (Summarize briefly)

File Number(s) \_\_\_\_\_

## 1. Allocation:

Channel No.	Principal community to be served:		
	City	County	State
240	SEELYVILLE	VIGO	IN

Class (check only one box below)

☒ A ☐ B1 ☐ B ☐ C3

☐ C2 ☐ C1 ☐ C

## 2. Location of antenna.

(a) Specify address, city, county and state. If no address, specify distance and bearing relative to the nearest town or landmark. JUST EAST OF HIGHWAY 342, .5 MILE SOUTH OF INTERSECTION OF HIGHWAYS 342 AND 40, .2 MILE NORTH OF GOSPEL GROVE, INDIANA VIGO COUNTY

(b) Geographical coordinates (to nearest second). If mounted on element of an AM array, specify coordinates of center of array. Otherwise, specify tower location. Specify South Latitude or East Longitude where applicable; otherwise, North Latitude or West Longitude will be presumed.

Latitude	39°	28'	53"	Longitude	87°	17'	34"
----------	-----	-----	-----	-----------	-----	-----	-----

3. Is the supporting structure the same as that of another station(s) or proposed in another pending application(s)? ☐ Yes ☒ No

If Yes, give call letter(s) or file number(s) or both. \_\_\_\_\_

If proposal involves a change in height of an existing structure, specify existing height above ground level including antenna, all other appurtenances, and lighting, if any. \_\_\_\_\_

ANTENNA AND SITE:

The antenna site was selected by the Applicant to comply with FCC 47 CFR 73.207 which relates to the minimum mileage separation requirements and 47 CFR 73.315 which sets the required minimum field strength of 3.16 mV/m (70 dBu) over the principal city, Seelyville, Indiana. Therefore this application fulfills the requirements of FCC Form 301, Paragraphs 11, 12 and 13.

SITE PLOTTED:

Exhibit 3 is a copy of a portion of a Topographic Quadrangle, where the site is accurately plotted with latitude and longitude line clearly marked as required by the Federal Communications Commission Form 301, Section V-B, Paragraph 15. The accuracy of the coordinates plotted was verified by a computer program which utilizes the tic marks on the 7.5 minute map to digitize and plot the coordinates to the nearest second. A complete 7.5 minute map of the Seelyville Quadrangle is attached to the original application.

CITY GRADE COVERAGE:

Federal Communications Commission's 47 CFR 73.315 requires that the Applicant select a transmitter site and an antenna height above average terrain that would place a minimum field of 3.16 mV/m (70 dbu) over Seelyville, Indiana, the proposed city of license. This Exhibit 4 illustrates that this proposal is in full compliance with 47 CFR 73.315



DO NOT REMOVE CARBONS

Form Approved OMB No. 2120-0001

U.S. Department of Transportation  
Federal Aviation Administration

## NOTICE OF PROPOSED CONSTRUCTION OR ALTERATION

Aeronautical Study Number

**EXHIBIT 1**

## 1. Nature of Proposal

Type	B. Class	C. Work Schedule Dates
<input checked="" type="checkbox"/> New Construction	<input checked="" type="checkbox"/> Permanent	Beginning <u>DEPENDS</u>
<input type="checkbox"/> Alteration	<input type="checkbox"/> Temporary (Duration _____ months)	End <u>ON FCC</u>

## A. Name and address of individual, company, corporation, etc. proposing the construction or alteration. (Number, Street, City, State and Zip Code)

(812) 232-7344  
area code Telephone NumberCRYSTAL CLEAR COMMUNICATIONS, INC.  
LORIE SHAUNTEE, PRESIDENT  
1407 SOUTH 8TH STREET  
TERRE HAUTE, INDIANA 47802

## B. Name, address and telephone number of proponent's representative if different than A above.

VIE E. SISK, SISK ENGINEERING, INC.  
P.O. BOX 549  
FULTON, MISSISSIPPI 38843  
601-862-2233

## 3. Location of Structure

A. Coordinates To nearest second)	B. Nearest City or Town, and State	C. Name of nearest airport, heliport, flight park, or seaplane base
39° 28' 53" N 39° 17' 34" N	GOSPEL GROVE, INDIANA	HULMAN REGIONAL
(1) Distance to AB .2 Miles	(1) Distance from structure to nearest point of nearest runway 1.5 MILES	(2) Direction from structure to airport 190 DEGREES
(2) Direction to AB SOUTH		

Description of location of site with respect to highways, streets, airports, prominent terrain features, existing structures, etc. Attach a U.S. Geological Survey quadrangle map or equivalent showing the relationship of construction site to nearest airport(s). (if more space is required, continue on a separate sheet of paper and attach to this notice.)

JUST EAST OF HIGHWAY 342, .5 MILE SOUTH OF INTERSECTION OF HIGHWAYS 342 AND 40,  
.2 MILE NORTH OF GOSPEL GROVE, INDIANA VIGO COUNTY

Notice is required by Part 77 of the Federal Aviation Regulations (14 C.F.R. Part 77) pursuant to Section 1101 of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1101). Persons who knowingly and willingly violate the Notice requirements of Part 77 are subject to a fine (criminal penalty) of not more than \$500 for the first offense and not more than \$2,000 for subsequent offenses, pursuant to Section 902(a) of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1472(a)).

HERBY CERTIFY that all of the above statements made by me are true, complete, and correct to the best of my knowledge. In addition, I agree to obstruction mark and/or light the structure in accordance with established marking &amp; lighting standards if necessary.

Date: 12/10/90  
Typed Name/Title of Person Filing Notice: OLVIE E. SISK, TECHNICAL CONSULTANT

Signature:

## FOR FAA USE ONLY

FAA will either return this form or issue a separate acknowledgement.

## The Proposal:

- ☐ Does not require a notice to FAA.
- ☐ Is not identified as an obstruction under any standard of FAR, Part 77, Subpart C, and would not be a hazard to air navigation.
- ☐ Is identified as an obstruction under the standards of FAR, Part 77, Subpart C, but would not be a hazard to air navigation.
- ☐ Should be obstruction ☐ marked, ☐ lighted per FAA Advisory Circular 70/7460-1, Chapter(s) \_\_\_\_\_
- ☐ Obstruction marking and lighting are not necessary.

Supplemental Notice of Construction FAA Form 7460-2 is required any time the project is abandoned, or

- ☐ At least 48 hours before the start of construction.
- ☐ Within five days after the construction reaches its greatest height.

This determination expires on \_\_\_\_\_ unless:

- (a) extended, revised or terminated by the issuing office;
- (b) the construction is subject to the licensing authority of the Federal Communications Commission and an application for a construction permit is made to the FCC on or before the above expiration date. In such case the determination expires on the date prescribed by the FCC for completion of construction, or on the date the FCC denies the application.

NOTE: Request for extension of the effective period of this determination must be postmarked or delivered to the issuing office at least 15 days prior to the expiration date.

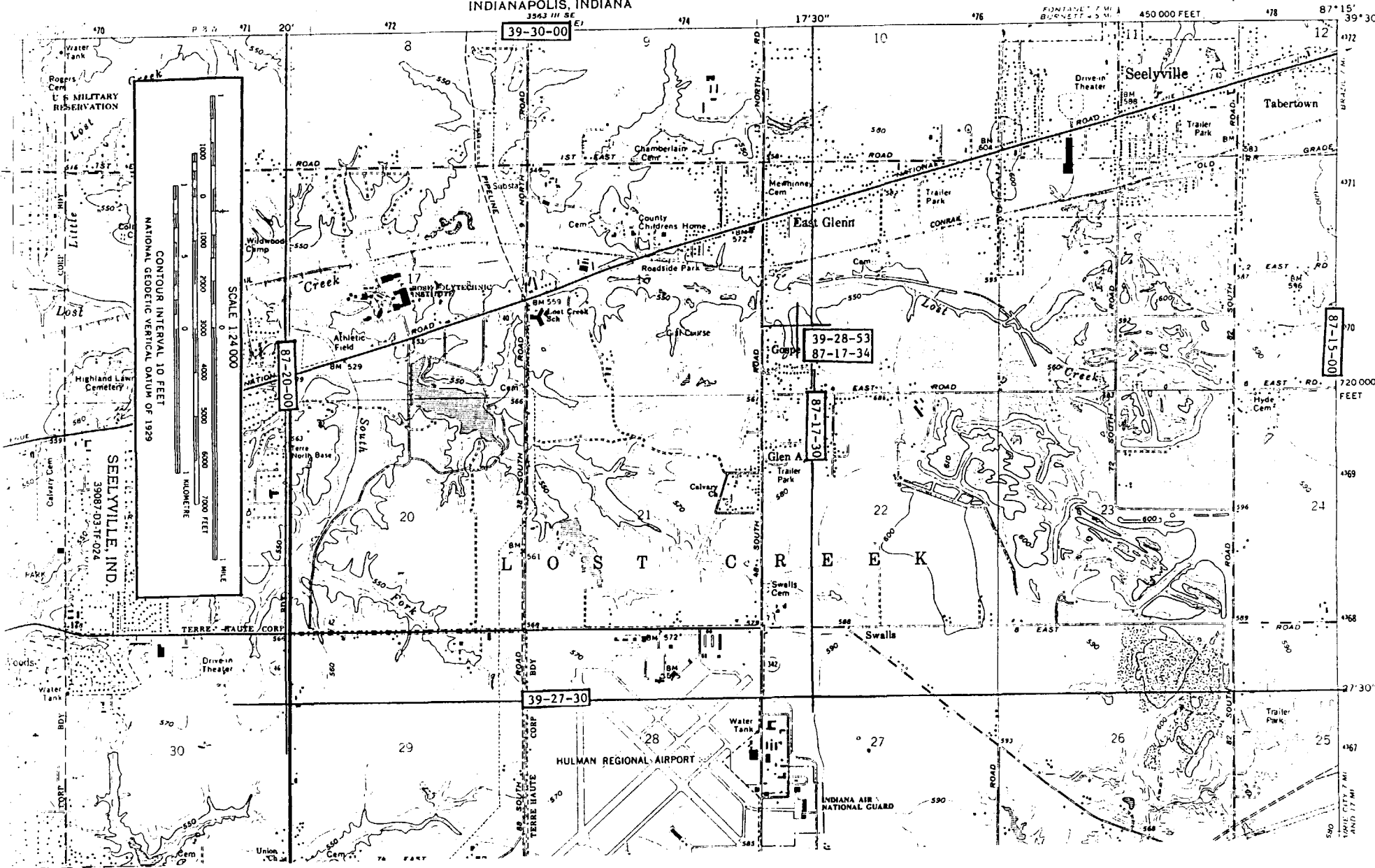
If the structure is subject to the licensing authority of the FCC, a copy of this determination will be sent to that Agency.

Remarks:

STATE OF INDIANA  
INDIANA DEPARTMENT OF CONSERVATION  
INDIANAPOLIS, INDIANA

SEELYVILLE QUADRANGLE  
INDIANA-VIGO CO.  
7.5 MINUTE SERIES (TOPOGRAPHIC)

3543 11 SW  
(BRASIL WEST)



Prepared and published by the Defense Mapping Agency Aerospace Center, St. Louis Air Force Station, Missouri 63118. Base information Compiled AUGUST 1970 INOSI Revised September 1980 INOSI. (Revision limited to aeronautical information.)

**EXHIBIT 4**

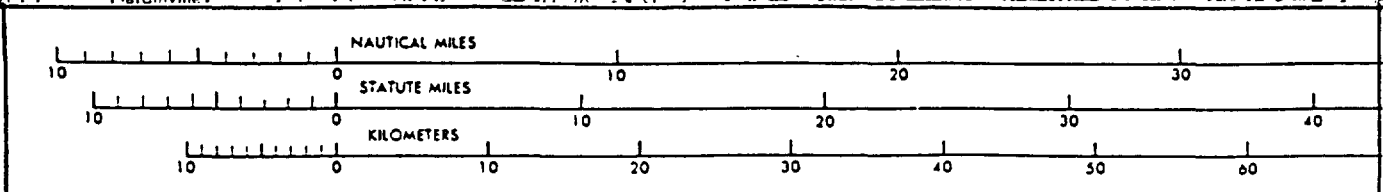
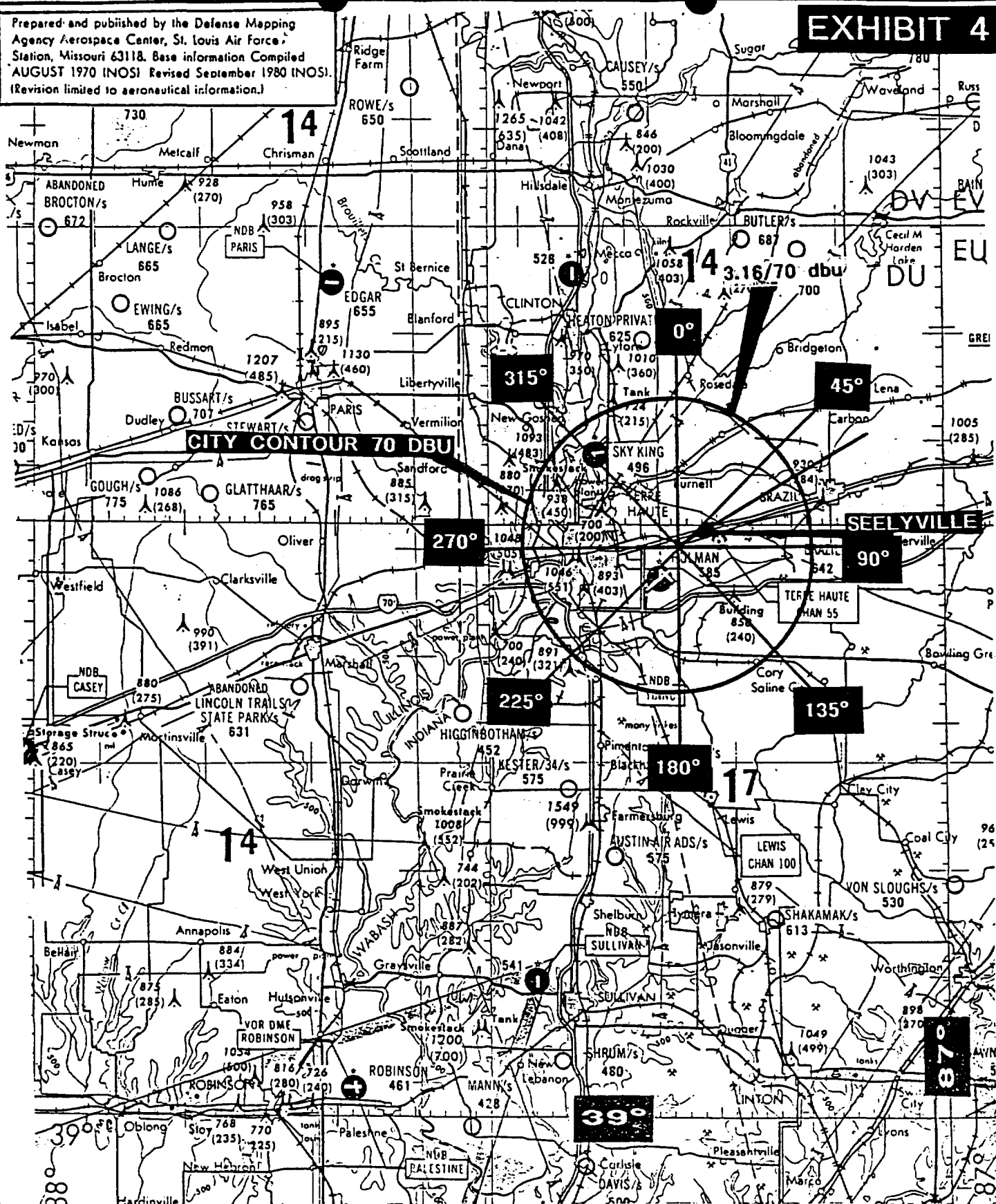
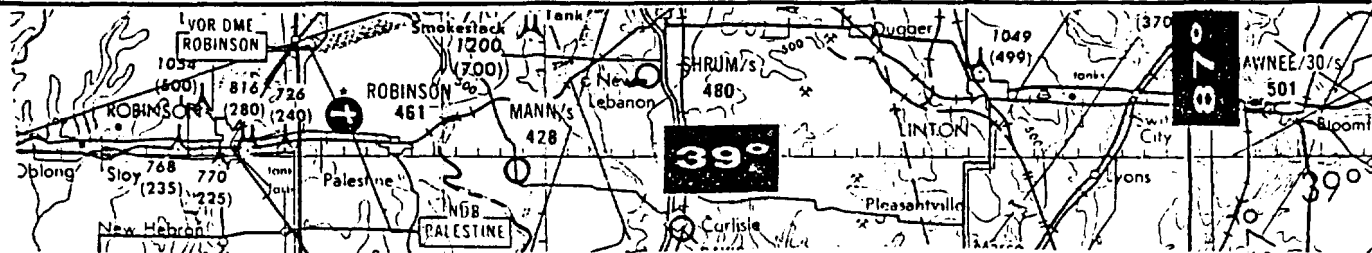
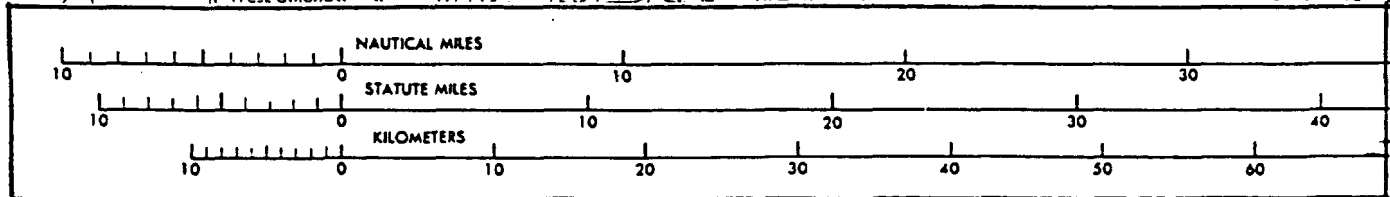


EXHIBIT 5



TERRAIN AND CONTOUR DATA  
SEELYVILLE IN

ERP = 3 kW  
FM - 2-6 Tables

Azimuth Deg T.	Ave. Elev. 3 to 16 km Meters AMSL	Effective Antenna Height Meters AAT	ERP (dBk)	F(50-50) Distance to 70 dBu Contour km	F(50-50) Distance to 60 dBu Contour km
0	166.1	102.8	4.771	13.9	24.3
45	181.0	87.9	4.771	12.8	22.4
90	189.2	79.7	4.771	12.2	21.3
135	181.5	87.4	4.771	12.8	22.3
180	172.7	96.2	4.771	13.4	23.5
225	159.2	109.7	4.771	14.4	25.1
270	148.4	120.5	4.771	15.0	26.3
315	153.4	115.5	4.771	14.7	25.8

Ave. = 168.9 M 100.0 M

Antenna Radiation Center AMSL = 268.9 M

Geographic Coordinates:

North latitude: 39 28 53

West longitude: 87 17 34

SISK ENGINEERING INC.  
BOX 549 FULTON MS. 38843-0549

SEELYVILLE IN.

REFERENCE

39 28 53 N  
87 17 34 W

CLASS A

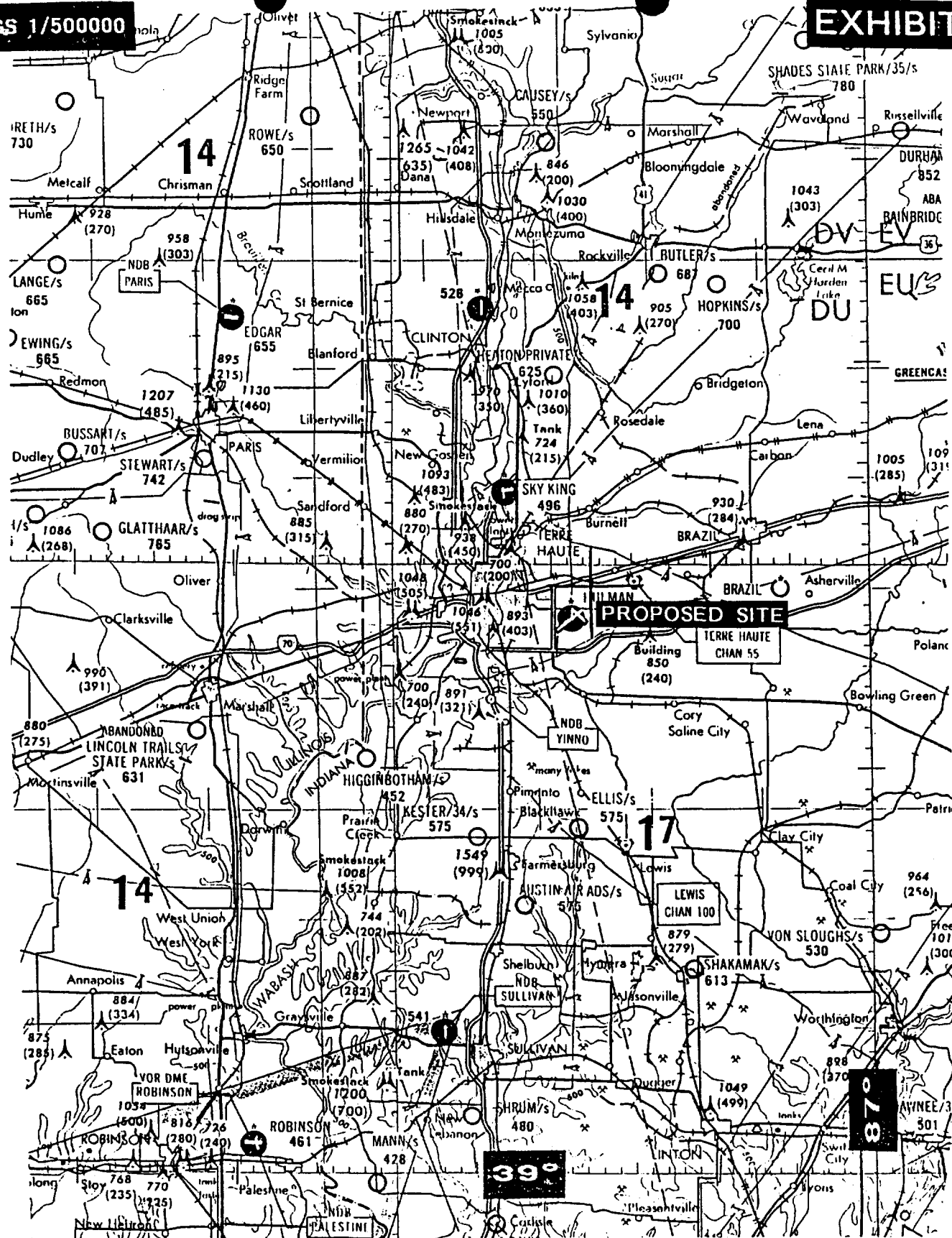
Previous rule spacings

CHANNEL 240 - 95.9 MHz

DISPLAY DATES

DATA 10-31-90  
SEARCH 12-06-90

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
AL240	240A	Seelyville	IN	10.0	1.79	105.0	-103.21 *
WPZZ	240A	Franklin	IN	88.1	105.36	105.0	0.36
WCRC	239B	Effingham	IL	249.2	117.13	105.0	12.13
WNDIFM	237A	Sullivan	IN	196.8	45.01	27.0	18.01
AL239	239A	Attica	IN	2.5	90.05	64.0	26.05
WSTO	241C	Owensboro	KY	181.7	189.81	161.0	28.81
WAZY	243B	Lafayette	IN	7.8	101.14	69.0	32.14
WBQR.C	239A	Attica	IN	7.1	99.33	64.0	35.33
WFMS	238B	Indianapolis	IN	74.0	115.18	69.0	46.18
WLTM.C	241A	Rantoul	IL	316.1	112.08	64.0	48.08



Attachment E

**DECLARATION OF CATHY A. TARRH**



**DECLARATION OF CATHY A. TARRH**

I, Cathy A. Tarrh, do hereby certify and state, under penalty of perjury, that the following is true and correct to the best of my knowledge and belief:

I have reviewed the attached portions of an application filed by Crystal Clear Communications, Inc. ("Crystal Clear") for a new FM broadcast station in Seelyville, Indiana. Based upon that review, it is my conclusion that the property specified by Crystal Clear as its radio tower site is property which I, jointly with my husband, Mark, purchased in July 1991. We purchased the property to develop for residential housing. In approximately November 1991, Mark began clearing the property in order to survey it. In March 1991 actual construction of houses was begun. The property is not available for sale or for lease for use as a radio tower site.

At no time since I have owned the property has anyone approached me about purchasing or leasing all or any part of that property for construction of a radio tower. Nor have I ever been contacted by Brigitte Wassell or anyone else about the possibility of Crystal Clear or its representatives purchasing or leasing the property. In fact, I have never had any contact with Crystal Clear or anyone representing himself or herself to be a representative of Crystal Clear, or with Stanley Emert, Lorie Shauntee, or Kenneth Ramsey.

Executed this 1 day of May 1992.

  
\_\_\_\_\_  
CATHY A. TARRH